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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

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11 Marc Henry Smith,

12 Plaintiff,

13 v.

14 Randy Dockery, et al.,

15 Defendants.
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Case No. 2:20-cv-02261-APG-BNW

ORDER

17 Plaintiff submitted initiating documents to this Court on December 8, 2020. (ECF No. 1.)
18 Plaintiff did not pay the filing fee for this case or file an application to proceed *in forma pauperis*.

19 If Plaintiff is unable to pay the filing fee in this case, Plaintiff must complete an
20 application to proceed *in forma pauperis* under 28 U.S.C. § 1915(a)(1) and Local Special Rule
21 (“LSR”) 1-1. The court will retain Plaintiff’s complaint (ECF No. 1-1) but will not file it until the
22 matter of the payment of the filing fee is resolved.

23 IT IS THEREFORE ORDERED that the Clerk of the Court must send Plaintiff the
24 approved form application to proceed *in forma pauperis*, as well as the document titled
25 “Information and Instructions for Filing an *In Forma Pauperis* Application.”

26 IT IS FURTHER ORDERED that by January 8, 2020, Plaintiff must either: (1) file a
27 complete application to proceed *in forma pauperis* in compliance with 28 U.S.C. § 1915(a)(1) and
28 LRS 1-1; or (2) pay the full \$402 fee for a civil action, which includes the \$350 filing fee and the

1 \$52 administrative fee. Plaintiff is advised that failure to comply with this order will result in a
2 recommendation that this case be dismissed.

3 DATED: December 18, 2020.

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BRENDA WEKSLER
UNITED STATES MAGISTRATE JUDGE